IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 562 OF 2006

MENINO MARQUES AND ANR. ... Petitioners
Versus
MAPUSA URBAN CO-OPERATIVE BANK OF GOA LTD. AND 2 ORS. ... Respondents

Mr. S. M. Walwaikar, Advocate for the petitioners.

Mr. J. Mulgaonkar, Advocate for the respondents No.1 and 2.

Mr. Mahesh Amonkar, Advocate for the responent No.3(b).

Coram:- R. S. MOHITE, J.

Date:- 12th July, 2007

P.C.

Advocate for the respondents No.1 and 2 makes a statement that the only prayer in this petition relates to a proclamation of sale dated 16.10.06. He states that in pursuance of this proclamation, an auction was held, but purchasers could not be found. He further states that in case another auction is required to be held in future, that will only be done after issuing a fresh proclamation of sale and notice of such proclamation will also be given to the petitioners. The statement is accepted.

2. In this view of the matter, with a direction to issue a fresh proclamation of sale with notice to the petitioners in case the mortgaged property is required to be auctioned, the petition stands disposed off finally.

Needless to mention that in case there is a fresh proclamation, there will be liberty to the petitioners to challenge the said proclamation.

R. S. MOHITE, J.

ssm.